UTS CITY RULERS

Counsel for Alderman Gaffney Declares Officials Are Violating Charter.

MAYOR LOW HEADS LIST

Contention Is That if Private Business Is Barred Many Are Now Culpable.

JUDGE BISCHOFF INTERESTED

Indicates That He Believes Construction of Law May Have Been Misinterpreted.

There was a lively discussion between Judge Bischoff, of the Supreme Court; Assistant District Attorney Clarke and James A. Deering and Peter A. Hendrick, representing Alderman James E. Gaffney, yes terday afternoon upon the question as to the exact meaning of section 1.533 of the city charter in regard to a public official being an officer or stockholder in any company tying contractual relations with the city.

The subject was presented upon the argument on writs of habeas corpus and cer-tiorari, obtained in behalf of Alderman Gaffney, who was arrested at the instance of the District Attorney on charges arising out of the leasing of the pier at the foot of West Ninety-sixth street, by the Tammany Dock Commissioners to the New York Contracting and Trucking Company, of which Gaff-

Mr. Deering's argument was that if the ontention of the District Attorney is correct and public officials are barred from in-terest in concerns doing business with the city, the following list is under the ban The list was in a brief submitted by Mr. Decring and contains the names of city officials and the concerns in which they are interested, many having business relations

Starts with Mayor Low. Mayor Low, trustee of Columbia Univer-

Fire Commissioner Sturgis, president and director of the Compound Magnet Brake

ompany.

Tax Commissioner Strassbourger, director of the Jefferson Bank, a city depository. Armory Commissioner G. M. Smith, presi-

J. L. Wells, President of Tax Department, esident and director of New York Real Esate Auctioneers' Association and director of aty-third Ward Bank, a city depository. Richard Young, Park Commissioner of ooklyn and Queens, president and director

Mr. Rives in Banks.

i R. Windolph, Aqueduct Commission-rector in West Side Bank and West Mutual Building Loan and Savings As-

Judge Asks Questions.

Victorious Walking Delegate and Crowd of Adherents at Maennerchor Hall.



Deputy Sheriff Von Deesten Summoned on Former Prisoner's Charge.

E. H. Mont Declares He Paid \$100 | War Ships, Rushing Through Fog | The Sylph Is Expected to Anchor to Him to Settle a Case in Special Sessions.

Ferdinand Von Deesten, deputy sheriff in the Tombs, who has been suspended from duty by Sheriff O'Brien pending the result of charges made by Ernest H. Mont, who declared that while a prisoner he paid \$100 to Von Deesten to settle a case in the Court of General Sessions, has been summoned to appear before Magistrate Ommen on Mon-

Mont was found guilty of violating that section of the Penal Code which provides that all companies doing business under an assumed name shall be registered in the office of the County Clerk. He was at the head of the National Coal Briquette Com-

He charges that prior to his trial he sought gave a check for \$25 to a Mrs. William Gerken, said to be the wife of his partner, who procured bail. Mont says that Von Deesten

the Richard Young Company, leather ealers, and a trustee of a bank.

W. R. Willcox, Park Commissioner, Manattan; director of Vehicle Equipment Comany, president and director of the Wilcox ompany and a bank trustee.

had previously told him that it would cost \$50 to obtain a bondsman.

Mont declares that he paid to Von Deesten \$100 in three checks, one check for \$50, made payable to a Mr. Burz, and two checks for payable to a Mr. Burz, and two checks for the company and a bank trustee. dident and director of the Wilcox and a bank trustee.

3. Thompson, Superintendent of president and director of Boulety Company, vice president and the Globe and Rutgers Fire informany, president and director of Illiam Street, and stockholder in & Starrett, builders.

3. Eforest, Tenement House Company, president of the Central New Jertimprovement Company, Hacken-transprovement Company, Dolphi- Jute dson Trust Company, Land and and apany, New Jersey and New York Company, Niagara Fire Insurance Port Morris Land and Improve-pany and Provident Loan Society, lerney, trustee of Bellevue and Altais, president of Riverdale Park vice president and three checks, on Eucle and two Checks for \$25 each. made payable 'to bearer,'' as the deputy, according to hoont, believed that "it would make trouble" to have the checks made payable to a Mr. Bunz, and two checks for \$25 each. made payable 'to bearer,'' as the deputy, according to hoont, believed that "it would make trouble" to have the checks made payable to his own name.

When It came to trial Mont says he was subjected to a farcical defence, and was hurried to the Penitentiary on Ward's Island, where he spent three months.

"What I want is to prevent a recurrence of such a thing as this,' Mont said yester-day the months and two checks for the deputy, according to hoon, believed that "it would make trouble" to have the checks made to 'fix' the case when it came to trial Mont says he was subjected to a farcical defence, and was hurried to the Penitentiary on Ward's Island, where he spent three months.

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SPECIAL TROLLEY CAR Yale Astronomers with Camera

In Yachting Suit He Rides to Salem and Takes Lunch with Francis Peabody.

[SPECIAL DESPATCH TO THE HERALD.] Boston, Mass. Friday.-Wearing a white yachting cap and a natty suit, consisting of McLeer, Armory Commissioner, sec-and director McNuity & Fitzgerald Morgan rode into Salem at half-past cloven colock to-day, on an open street car. He a blue jacket and white trousers, J. Pierpont Eustis, Park Commissioner, Bronx, to be interested in the Babcock & Jompany, Gas Engine and Power, Carlson Hod Elevator Company, Manufacturing Company and other o'clock to-may, on an open arrived in Marblehead Harbor about ten o'clock on the Corsair, and telephoned to Salem for a special electric car. One was sent over immediately.

and Brooklyn Savings Bank, L. Gould. City Chamberlain, presidirector City and Suburban Homes, and director in Larchmont Autompany, Southern Improvement of New York, United States Life Company and Woodlawn Cemein front of the house again. Mr. Morgan paid no attention to the crowd. A photographer tried to take a picture of him, but he quickly raised a paper before his face.

DEFENDS LAKE SUPERIOR COMPANY BOND ISSUE

Mr. Shields, President, Denies It Is a Failure and Stands by Estimates.

[SPECIAL DESPATCH TO THE HERALD.] PHILADELPHIA, Pa., Friday. - Cornelius Shields, president of the Consolidated Leke

Superior Company, said to-night:"Talk about dissolution of the property and wiping out the interests of the stockholders is premature. If the shareholders will subscribe for bonds to the extent of their ability the whole problem will be less extent, have solved and the successful future of the company assured. Unfounded rumors have the city,
car in the evidence that Alcar in

Bischoff gave counsel a week in a submit their briefs.

Ridney, who long has been sought by the, who long has been sought by the, who wanted him to tell what he neering the appearance of nis name ection with certain pier leases and tracts growing out of the "John quisition into the Van Wyck Dock under the control of the "John quisition into the Van Wyck Dock under the Canadian government and the Grand Trunk Pacific Railway for a new trans-continental line, which should give work for the rail mill. It is stated that substitute the control of the work for the rail mill. It is stated that substitute the control of the company have not proved a failure."

Referring to the disappointment over his estimate of \$942,000 as probable earnings for 1906. Mr. Shielias says that he is willing to stand by the figures, and mentions as a failure."

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PACIFIC SQUADRON NEAR DESTRUCTION

New York's Crew Vessels Had Narrow Escape.

Barely Avoid Beaching Near Dutch Harbor.

[SPECIAL DESPATCH TO THE HERALD.] SAN FRANCISCO, Cal., Friday.-According to letter received in this city from a member of the crew of the cruiser New York, the flagship and the other vessels of the Pacific squadron had a narrow escape from destruction on July 15, before reaching Dutch

With the New York are the Marblehead and the Bennington. The vessels were steaming along in close order, the New York in the lead, through a dense fog. According to the chart and an observation obtained just before the fog shut down there was plenty of clear, deep water for miles in

boat escort would in ten minutes more have been piled. The squdaron will return here about Sep-temper 15.

TORPEDO BOAT RUNS DOWN NAVAL LAUNCH

The Breakers Tries to Cross the Craven's Bow and Former's Crew Jump Overboard. [SPECIAL DESPATCH TO THE HERALD.]

NEWPORT, R. L. Friday.-Great excitement was caused in Coddington Cove this afternoon, when the torpedo boat Craven and the Breakers, a small launch from the

FOUR TAILS FOUND ON BORELLI COMET

Discover Development That May Be Increased.

[SPECIAL DESPATCH TO THE HERALD.] New Haven, Conn., Friday.-That Borelli's omet has developed four talls from its Torked appendage is the statement made by the observers in the Yale University observa-

the observers in tory.

As the comet approaches the sun in its precipitate attraction, it may develope even more tails. Some comets have been known to have as many as Borelli's, and one had

six talls.

Professor W. L. Elkins, the director of the observatory, and Professor F. W. Chase are nightly observers. The camera has been trained upon the track of the comet every night for weeks when the sky conditions were favorable. In a recent exposure of four hours duration a negative was obtained which by expert development shows very plainly three tails and more faintly a fourth.

MR. DILL'S PARTY IN MAINE.

RANGELY, Me., Friday.-One day ahead of ts schedule, the automobile party headed y James B. Dili, a corporation lawyer, arrived here this afternoon. While Mr. Dill's car was running near Lancaster, N. H., it almost came into collision with a railroad train. To avert the secident the automobile was stopped so suddenly that the machine was bushen

was broken.

Mr. Dill's party left East Orange on July 6, and despite rought roads encountered the party has covered a distance of five hundred miles. Going through Maine much of the route lay over log roads.

[SPECIAL DESPATCH TO THE HERALD.]

the tin workers had quieted down in the

According to Member of the Subject of Discussion with the President and Mr. Proctor.

NOW UNDER SUSPENSION CRY OF "BREAKERS AHEAD!" SECRETARY WILSON CALLS

in the Harbor This Morning.

[SPECIAL DESPATCH TO THE HERALD.]
OYSTER BAY, L. J., Friday.—Civil Service Commissioner John R. Proctor left Oyster Bay this afternoon after a brief visit at Sagamore Hill. He was accompanied by

Mrs. Proctor. The case of W. A. Miller, foreman of the government bindery at Washington, was under discussion. The present status, it is understood, is satisfactory to the administration, which will consider the charges af-fecting Miller's official conduct separately

from his relations with the labor union. The President's position is the same as when he wrote to Secretary Cortelyou reunions might be good things, their laws could not be permitted to transcend those of

Mr. Swanstrom Confers with President About Mosquitoes. The Borough President of Brooklyn, J. Edward Swanstrom, said yesterday that his visit to President Roosevelt at Oyster Bay on Thursday was merely a little call in the way of relaxation. He and the President had talked about the mosquito problem, he said. When asked if the President had said anything to him about taking a second nomination for Borough President at the hands of the fusion forces he evaded the question.

Mr. Swanstrom

POLITICS IN THE MILLER CASE

No. 784 FIFTEENTH STREET, N. W., WASHINGTON, D. C., Friday. E. W. Tatum, president of the International Bookbinders, came to Washington to-day at the request of the Arbitration Committee of the local union and held a conference

office.

Politics is said to be playing a part in the Miller case. It is charged by union men that great political influence made it possible to call the attention of President Roosevelt to the matter. Miller's friends insist that he was objectionable to the union only because he desired to introduce methods which would reduce the working force in the Government Printing Office.

NEW WIRELESS SYSTEM DOES WITHOUT POLES

Messages Sent from Inventor's Chicago Home to Steamer on Lake Michigan.

CHICAGO, Ill., Friday.-A new system of wireless telegraphy has just been put to a successful long distance test on Lake Michisuccessful long distance test on Lake Michlgan. While Mrs. Emily Piggott, mother of the inventor of the system, ticked prearranged messages from her home in Garrield avenue, Chicago, the son, G. 8. Piggott, stood with his father, S. Piggott, on the main deck of the whaleback Christopher Columbus and received the messages.

In this new system there is no pole at either receiving or sending station. An intensifier makes the poles unnecessary. To prevent the interference of foreign currents each instrument is "timed" to respond only to a current of a certain rapidity of alternation.

Charles King and Albert Dollof, non-union

While the police were taking the prisoners

Two Men Shot Down in Labor Riot

Strikers and Non-Union Men Clash and Fight in the Streets

of McKeesport-Both Victims Were

Bystanders.

McKersport, Pa., Friday.—This city is wild men, are accused of having fired the shots with excitement to-night. The strike among and are locked up.

Carries His Union Against Ar- Convicted of Stealing from bitration Plan and Defeats the Iron League.

Lifted on High, He Is Hailed as Goes to Prison at Once, at His Conqueror, While Thousands Wildly Cheer,

Agreement May Begin Work on August 3.

Carried on the shoulders of four of his loyers' Association.

By an almost unanimous vote Parks carried the union against the adoption of the joint arbitration plan and rejected the request of the Iron League that an impar-

The result of this action of the union means that the employers of the iron workers will begin work on August 3, with any men who will individually sign the arbitra-tion plan and that the members of the tion plan and that the members of the Union, teiling him that \$1,000 contributed by Housesmiths' union who do not go to work the Stonecutters' Union in aid of the miners' will be left to rely upon Parks to take care | strike had been taken by Murphy and no ac-

The Housesmiths' Union is the most important of all the organizations of skilled mechanics which have not signed the plan of arbitration. Dominated by Parks, it has held out, and last night's meeting at Maen-nerchor Hall, No. 206 East Fifty-sixth street. was held for the purpose of taking action upon a request sent by the employers for the naming of a conference committee. CONFERENCE REQUESTED.

Two weeks ago both the Iron League, whose members are the principal employers of the housesmiths, and the Employers' Association sent word to the union that they would be pleased to meet a committee from the union, and as a result of these letters Parks and the other three walking delegates were sent. Nothing was accomplished by the committee after a two hours' conference with the members of the Iron League and the employers flatly refused to meet the walking delegates.

Then the Iron League sent another communication to the union, stating that the walking delegates did not properly represent the interests of the union, and asking that a committee of the officers and seventy-five of the housesmiths, and the Employers' As-

PACKED FOR PARKS.

ARRESTED ON PERJURY CHARGE

Bernard Lynch, Saloon Keeper, Accused in Labor Troubles. Bernard Lynch, proprietor of a saloon at

last few days, but a riot between strikers to the jail a mob of 300 strikers threatened and non-union men occurred this evening in arrested by Detective Sergeant McNaught to the jall a mob of 300 strikers threatened

one of the principal business streets.

Joseph Mund, an employe of the tube works, was shot in the back and cannot recover. John Cameron, an employe of the Wood sheet mills, was shot in the knee and will be a cripple. Both were innocent bystanders and had no connection with the strike.

The fight started while strikers were trying to get the non-union men to stop in the street and debate the situation. The wounded men were on their way from work and had stopped to see the non-union men pass from the tin mills.

Mayor Falkenstein, who is absent from the city, has been telegraphed for fo return and restore order.

MURPHY SENTER

Labor Unions—Lectured in Court.

MEN'S SHOULDERS HIS SEAT FIVE AND A HALF YEARS

Own Request, Being Tired of the Tombs.

CONFERENCE REQUESTIGNORED INTERRUPTS JUDGE NEWBURGER

Action Means That Any Man Who Will Sign | Pleads His Innocence as He Is Denounced Before Pronouncement of

Calling on the Court to further investigate faithful adherents and followed by 3,000 of his case, declaring that he was the victim of his friends, cheering until they were hoarse, a plot and volunteering to tell District Attor-Samuel J. Parks, walking delegate of the ney Jerome all he knows about extortion Housesmiths and Bridgemen's union, last night scored another signal victory over the Iron League and the Building Trades Emtenced yesterday to five years and six months in prison, on the charge of having stolen \$12,000 from the union.

quest of the Iron League that an empty tial committee of the officers and seventy-five members of the union be sent to confer and that the aggregate amount of his stealings was \$27,000, as shown by the report of

an expert accountant. In addition to this Judge Newburger told Murphy that he had received a letter from John Mitchell, president of the Coal Miners

count made of it. MURPHY MAKES AN APPEAL. Murphy stood clutching the rail nerv and listening intently. Suddenly he lifted

"My God, Your Honor, this is too much! It is an wrong. I did not get this money; the other officers of the union"—

Here he was stopped by his counsel, John F. McIntyre, and a court officer. As Judge Newburger proceeded with his arraignment Murphy excitedly interrupted

'Judge, you do not know an the truth, This is a put up job on me, and I tell you that I did not get all this money. Every officer in the union had some of it. I ask Your Honor to investigate the case and find

out the truth. Men have sworn to lies here and you can prove it if you will try."

Mr. McIntyre made a strong plea for his client, asking for elemency on the ground that Murphy had been made a scapegoat by other members of the union, and that the money he was charged with stealing had the union from employers by extortion, and that there was no law under which a man could be convicted for embezzling money from those who had obtained it unlawfully. Mr. McIntyre upon this point of law will

take the case to the Court of Appeals. pronce had been pronounced Mr. Old his client he would arrange to have him held in the Tombs until he could prepare his argument for the Court of Ap-peals. To this Murphy objected.

they reached the hall they found it packed to the door with Park and the to the door with Park and the total the door with Park and the bushness was quickly transactors, and the proposition to send a committee of seventy-five to meet their employers.

One of Parks' followers sprang to the platform and said:—"We pay our walking delegates to do our business, and if we are to sand a committee to meet our employers the delegates are the men to go."

With a shout, this speech was put in the form of a motion and carried, only a few feeble voices voting against it. Mr. Neidig then stated to the union that, notwithstanding the reports that he had been charged proposed to stand by the major the president, and that whatever the wallon the president, and that whatever the wallon to do would receive his indorsement. Parks then climbed to the platform and made a speech.

"It has been stated," he said, "that this union is dominated by a one man power. There is only one man who is trying to dominate this union; that man is J. M. Cornell, of the Iron League. The fight is against him. I have said we would never adopt the arbitration plan which overthrows our two year agreement with our employers, and I am pleased that you men now vote to stand with me. We don't ask any favors of the employers. We can take care of ourselves, and if they want to do business with its they must do it with us—with the walking delegates."

Carnelle OUT IN TRIUMPH.

When the voice to reject the request of the Iron League for a representative committee had been taken the meeting broke up and Parks, coatless and hatless, was selevated to the shoulders of his friends and carried on the first and carried behind Parks, followed by a corned of two thousand shouting men, who completely filled the street. The polloe were provided the provided the street. The polloe were provided the provided the street. The polloe were provided to the

POLICE SEEK THIEVES IN GREENWICH INN

Mrs. Taylor, of New York, and a Young Woman of Brooklyn, Lose Valuable Jawels.

[SPECIAL DESPATCH TO THE HERALD.] GREENWICH, Conn., Friday.-Sheriff Ritch to-night for thieves, while police are guarding the place to see that no one leaves it. Last night Mrs. Taylor, of New York, missed Mr. Snow, of New York, missed his diamond

ter of Judge Forker, of Brooklyn, left jew-elry in her room. On her return all her dianonds, valued at \$2,000, were missing. An attempt was made to find the thief without publicity, but to-night Sheriff Ritch was sent for. The Sheriff has the description of two strangers who were overheard talking on Wednesday about open bedroom doors and "living on Easy street" for a time

REPRESENTATIVE IS HURT.

F. H. Gillette Thrown Over the Dashboard of His Automobile. SPHINGFIELD, Mass., Friday.-Representa-tive F. H. Gillette was seriously injured in

The front axle of his automobile broke and ground. He was unconscious for an hour.